

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY JK D.C.

05 DEC 12 PM 1:56

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

ELIZABETH A. MCNEILL

Plaintiff,

v.

No. 05-2727 B/A

THE TRAVELERS INSURANCE CO.,
and CNL ROSE ACQUISITION CORP.,

Defendants.

ORDER TO SHOW CAUSE WHY DEFENDANT'S MOTION TO DISMISS
SHOULD NOT BE GRANTED

Before the Court is the October 31, 2005 motion to dismiss or, in the alternative, for summary judgment by the Defendant, CNL Rose Acquisition Corporation ("CNL"), against the Plaintiff. According to the Court's docket, no response has been filed on behalf of the Plaintiff, even though the deadline for such a response has expired.¹ Accordingly, the Plaintiff is hereby directed, within eleven (11) days of the entry hereof, to show cause why the motion referenced herein should not be granted. Failure of the Plaintiff to comply in a timely manner with this order may result in dismissal with prejudice of Plaintiff's claims against the Defendant.

IT IS SO ORDERED this 12th day of December 2005.


J. DANIEL BREEN
UNITED STATES DISTRICT JUDGE

¹Under the Local Rules of this district, responses to motions to dismiss "must be filed within thirty days of service of the motion." LR7.2, Local Rules of the U.S. Dist. Ct. for the W. Dist. of Tenn.



Notice of Distribution

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Honorable J. Breen
US DISTRICT COURT